

2011 DRAFTING REQUEST

Assembly Amendment (AA-AB92)

Received: 05/09/2011

Received By: tkuczens

Wanted: As time permits

Companion to LRB:

For: Christine Sinicki (608) 266-8588

By/Representing: Mary Beth George

May Contact:

Drafter: tkuczens

Subject: Education - MPS

Addl. Drafters:

Extra Copies: pg

Submit via email: YES

Requester's email: Rep.Sinicki@legis.wisconsin.gov

Carbon copy (CC:) to: tracy.kuczenski@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

MPCP - limit expansion of schools in county to schools in operation at the time of the effective date of the bill or if governing body also operates private school in city; comply w/rules

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	tkuczens 05/10/2011	jdyer 05/10/2011		_____			
/1	tkuczens 05/10/2011	jdyer 05/10/2011	rschluet 05/10/2011	_____	mbarman 05/10/2011	mbarman 05/10/2011	
/2			mduchek 05/10/2011	_____	lparisi 05/10/2011	lparisi 05/10/2011	

FE Sent For:

<END>

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/?	tkuczens 05/10/2011	jdye 05/10/2011		_____			
/1		125/10 jld	rschluet 05/10/2011	_____	mbarman 05/10/2011	mbarman 05/10/2011	

FE Sent For:

MP
5/16
<END>

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/?	tkuczens	1 5 10 jld	9 5/10/11	P			

FE Sent For:

<END>

Sinicki (Mary Beth George)

5/9/11

create new amendment to AB92 (to replace LRBa0742/1)

- limit expansion of school as in LRBa0742/1
 - eliminate 20 square foot requirement; replace w/ requirement that schools located in Milwaukee County must satisfy occupancy requirement established by Department of Comm?
 - require private schools with "annex" in County to keep ^{in city} ~~square~~ of space
- Per Robin Kite: Dept. of Commerce doesn't issue occupancy requirements.
see 13.48(13)(b) for sample language re: "in compliance w/ applicable laws, rules, codes..."

5/6/11
Mony Beth George
Rep. Finckh

#1) AB 92

Only existing private schools in Milwaukee County may accept voucher students.

exception
to

Private schools in the City of Milwaukee may open "annex" sites outside the City, within Milwaukee County, as long as:

Those additional sites have an occupancy permit from the municipality where they are located;

Have the same number of square feet per pupil required of public schools.

If that's correct, a
50 sq. ft. requirement
for all public schools?
MPS schools?

Private schools accepting voucher students may not open "annex" sites and then close their original sites within the City; they must maintain an original base inside the City of Milwaukee.

ever? Ever.

#2)

Any voucher student counted on the fall or January count day may not disenroll or be disenrolled from that school for at least one month (or that semester?).

If they are disenrolled at the school's initiative before the allowable date, they will lose a voucher slot at their school for the following semester. (or???)

70 sq-ft classroom
space per student

Kuczenski, Tracy

From: Grant, Peter
Sent: Monday, May 09, 2011 10:45 AM
To: Kuczenski, Tracy
Subject: FW: More info

From: George, Mary Beth
Sent: Monday, May 09, 2011 10:38 AM
To: Grant, Peter
Subject: RE: More info

Sorry – here's a revision of that sentence re: space: “ This square footage standard shall apply only to new MPCP schools or MPCP school annexes, whether in the City or the County.”

From: George, Mary Beth
Sent: Monday, May 09, 2011 10:36 AM
To: Grant, Peter
Subject: RE: More info

Peter – That is great – much better.

Also, that square footage number is 20 ft. of classroom space per student.

From: Grant, Peter
Sent: Monday, May 09, 2011 9:47 AM
To: George, Mary Beth
Subject: RE: More info

Mary Beth, maybe the amendment should require a choice school to allow a pupil who is present on one of the two counting days to continue attending the school until the end of the semester unless the school expels the pupil for violating the school's code of conduct. Would that achieve your intent?

From: George, Mary Beth
Sent: Friday, May 06, 2011 5:22 PM
To: Grant, Peter
Subject: RE: More info

Well, students expelled for dangerous behavior should not fall under the requirements of the amendment, even if they are voucher students. However, calling a student violent may not be a cover for disenrolling a student with special needs.

From: Grant, Peter
Sent: Friday, May 06, 2011 4:37 PM
To: George, Mary Beth
Subject: RE: More info

No. Current law requires each choice school to adopt suspension and expulsion policies and procedures,

5/9/2011



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBa0742/1

TKKjldph

RMNR

insert

stays

ASSEMBLY AMENDMENT,
TO 2011 ASSEMBLY BILL 92

5/10/11

raw

1 At the locations indicated, amend the bill as follows:

2 1. Page 2, line 4: delete "the city" and substitute "the city or, subject to par.
3 (bm), any private school located in".

4 2. Page 2, line 21: after that line insert:

5 "SECTION 3m. 119.23 (2) (a) 5m. of the statutes is created to read:

6 119.23 (2) (a) 5m. For a private school that applies to participate in the program
7 under this section on or after the effective date of this subdivision [LRB inserts
8 date], the private school provides no less than 20 square feet of classroom space per
9 pupil."

10 3. Page 3, line 1: after that line insert:

11 "SECTION 4m. 119.23 (2) (bm) of the statutes is created to read:

12 119.23 (2) (bm) 1. Except as provided in subd. 2., a private school located in
13 Milwaukee County may participate in the program under this section only if the

1 private school is in operation on the effective date of this subdivision [LRB inserts
2 date].

3 2. A private school located in Milwaukee County that will be operated by the
4 governing body of a private school that is participating in the program under this
5 section on the effective date of this subdivision [LRB inserts date], may participate
6 in the program under this section but only if all of the following continue to apply for
7 the duration of the participation in the program under this section of the private
8 school located in Milwaukee County:

9 a. The governing body of the private school operates a private school in the city.

10 b. The private school described in subd. 2. a. participates in the program under

11 this section[✓].

12 and enrolls the (END)
same number of pupils in the program under this[✓] section[✓]
as the private school enrolled in the 2010-11 school year[✓]

Insert 2-12 ✓

2011-2012 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa0866/?ins
TKK:.....

Insert 2-12

1. Page 3, line 2: delete lines 2 to 10[✓] and substitute:

“SECTION 5m.[✓] 119.23 (7) (d) 1.[✓] of the statutes is renumbered 119.23 (7) (d) 1.

b[✓] and amended to read:

119.23 (7) (d) 1.^{b.} A copy of the school's current certificate of occupancy issued by the city, if the school building is located in the city, or, for a school building located in Milwaukee County, [✓] evidence satisfactory to the department that the school building is in compliance with all applicable state and local laws, rules, codes, and ordinances[✓]. If the private school moves to a new location in the city, [✓] the private school shall submit a copy of the new certificate of occupancy issued by the city to the department before the attendance of pupils at the new location and before the next succeeding date specified in s. 121.05 (1) (a). If the private school moves to a new location in Milwaukee County, [✓] the private school shall submit evidence satisfactory to the department that the school building in the new location is in compliance with all applicable state and local laws, rules, codes, and ordinances before the attendance of pupils at the new location[✓] and before the next succeeding date specified in s. 121.05 (1) (a).[✓] A temporary certificate of occupancy does not meet the requirement of this subdivision.”.

History: 1989 a. 336; 1993 a. 16; 1995 a. 27 ss. 4002 to 4009, 9145 (1); 1995 a. 216; 1997 a. 27, 113; 1999 a. 9; 2001 a. 16, 105; 2003 a. 33, 155; 2005 a. 25, 125; 2009 a. 28, 96.

(end ins)



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBa0866/1

TKK:jld:rs

RM 112

ASSEMBLY AMENDMENT ,
TO 2011 ASSEMBLY BILL 92

5/10/11

Now
—

At the locations indicated, amend the bill as follows:

1. Page 2, line 4: delete "~~the city~~" and substitute "the city or, subject to par. (bm), any private school located in".

2. Page 3, line 1: after that line insert:

"SECTION 4m. 119.23 (2) (bm) of the statutes is created to read:

119.23 (2) (bm) 1. Except as provided in subd. 2., a private school located in Milwaukee County may participate in the program under this section only if the private school is in operation on the effective date of this subdivision [LRB inserts date].

2. A private school located in Milwaukee County that will be operated by the governing body of a private school that is participating in the program under this section on the effective date of this subdivision [LRB inserts date], may participate in the program under this section but only if all of the following continue to apply for

1 the duration of the participation in the program under this section of the private
2 school located in Milwaukee County:

3 a. The governing body of the private school operates a private school in the city.

4 b. The private school described in subd. 2. a. participates in the program under
5 this section and enrolls the same number of pupils in the program under this section
6 as the private school enrolled in the 2010-11 school year."

7 **3.** Page 3, line 2: delete lines 2 to 10 and substitute: ¹³

8 **SECTION 5m.** 119.23 (7) (d) 1. of the statutes is renumbered 119.23 (7) (d) 1.

9 b. and amended to read:

10 119.23 (7) (d) 1. ^e(b) A copy of the school's current certificate of occupancy issued
11 by the city, if the school building is located in the city, or, for a school building located
12 in Milwaukee County, evidence satisfactory to the department that the school
13 building is in compliance with all applicable state and local laws, rules, codes, and
14 ordinances. If the private school moves to a new location in the city, the private school
15 shall submit a copy of the new certificate of occupancy issued by the city to the
16 department before the attendance of pupils at the new location and before the next
17 succeeding date specified in s. 121.05 (1) (a). If the private school moves to a new
18 location in Milwaukee County, the private school shall submit evidence satisfactory
19 to the department that the school building in the new location is in compliance with
20 all applicable state and local laws, rules, codes, and ordinances before the attendance
21 of pupils at the new location and before the next succeeding date specified in s. 121.05
22 (1) (a). A temporary certificate of occupancy does not meet the requirement of this
23 subdivision."

24 [→] #. Page 4, line 1: delete "renumbering and".
#. Page 4, line 2: delete that line and substitute
"first applies to private".